IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

FRIDAY, THE 9TH FEBRUARY 2007 / 20TH MAGHA 1928

WP(C).No. 3952 of 2007(U)

PETITIONER:
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1. C.T. CHERIAN, AGED 77 YEARS,
S/O. THOMMI, KOCHUMANGALATH HOUSE, KOLENCHERY P.O.
ERNAKULAM DISTRICT.

2. CHINNAMMA CHERIAN, AGED 75 YEARS,
W/O. C.T. CHERIAN, KOCHUMANGALATH HOUSE,
KOLENCHERY P.O., ERNAKULAM DISTRICT.

BY ADV. SRI.K.B.SURESH

RESPONDENTS:
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1. STATE OF KERALA,
REPRESENTED BY THE PRINCIPAL SECRETARY,
HOME DEPARTMENT, GOVT.SECRETARIAT, TRIVANDRUM.

2. THE SUPERINTENDENT OF POLICE,
ERNAKULAM (RURAL), ALUVA.

3. THE SUB INSPECTOR OF POLICE,
PUTHENZRUZ POLICE STATION, ERNAKULAM DISTRICT.

4. SHRI ELIAS, AGED ABOUT 60 YEARS,
MUKNDAYIL HOUSE, KOLENCHERRY P.O.

5. SHRI THAMPI, AGED ABOUT 35 YEARS,
S/O. ELIAS, MUNDAYIL HOUSE, KOLENCHERRY P.O.

6. SHRI THANKACHAN, AGED ABOUT 30 YEARS,
S/O. ELIAS, MUNDAYIL HOUSE, KOLENCHERRY P.O.

R1 TO R3 BY G.P. SHRI P.A. SALIM
R4 TO R6 BY ADV. SRI.C.C.THOMAS

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

EXT.P1-TRUE COPY OF THE PROCEEDINGS AND SKETCH OF THE VILLAGE OFFICER, AIKKARANADU DATED 27.4.2000

EXT.P2-TRUE COPY OF ORDER IN IA 292/2000 IN OS 28/00 DATED 17.7.2000 OF THE MUNSIFF'S COURT, KOLENCHERY.

EXT.P3-TRUE COPY OF THE REPORT FILED BY THE ASST. EXECUTIVE ENGINEER, IRRIGATION, KOLENCHERY IN IA 293/00 IN DO. DO.

EXT.P4-TRUE COPY OF THE ORDER IN IA 293/2000 IN DO. DO.

EXT.P5-TRUE COPY OF COMMISSION REPORT FILED BY THE ADVOCATE COMMISSIONER ALONG WITH THE SKETCH OF THE TALUK SURVEYOR IN DO. DO.

EXT.P6-TRUE COPY OF THE COMPLAINT FILED BY THE PETITIONERS BEOFRE THE THIRD RESPONDENT DATED 20.1.2007

EXT.P7-TRUE COPY OF THE REMINDER FILED BY THE PETITIONERS BEFORE THE THIRD RESPONDENT DATED 23.1.2007.

// TRUE COPY //

J.B. Koshy & T.R. Ramachandran Nair, JJ.

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W.P.(C).NO. 3952 of 2007-U

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Dated this the 9th day of February, 2007

JUDGMENT

Koshy, J.

This is a petition for police protection. Without prejudice to the merits of the civil dispute, we direct the police to see that law and order is maintained and life of the petitioners are not endangered and also to see that the civil Court as well as Revenue Divisional Officer's orders are respected. We also note that the respondents undertook that they will not cause any obstruction to the access or right of way of the petitioners.

The writ petition is disposed of with the above observations.

(J.B. Koshy, Judge.)

(T.R. Ramachandran Nair, Judge.)

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